IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 861 of 1993

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DEVJIBHAI VITHALBHAI DUNGARANI

Versus

ANANTRAI HARICHAND SHAH

Appearance:

1. Civil Revision Application No. 861 of 1993

MR SURESH M SHAH for Petitioner No. 1-2

MR MB GANDHI for Respondent No. 1-2

RULE SERVED for Respondent No. 3

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 03/02/2004

ORAL JUDGEMENT

This revision application is filed against the order dated 1.5.1993 passed by the learned Extra

Assistant Judge, Bhavnagar, in Revision Application No.7 of 1991. Since this revision application is being a second revision in view of the judgement of this Court in the case of Parmar Bhimji Govind v/s Heirs of Patel Velji Ramji (1996 (1) GLH 606) second revision is not maintainable. Mr Shah for the petitioner states that the petitioner would like to file Special Civil Application challenging the impugned order. He, therefore, seeks permission to withdraw this revision application. Permission is granted. Civil Revision Application is accordingly permitted to be withdrawn with a libery to file Special Civil Application under Article 227 of the Constitution of India. Interim relief granted earlier by this Court is ordered to be continued up to 25th February, 2004. Civil Revision Application stands disposed of as withdrawn.

Rule is discharged. No order as to costs.

(P.B. Majmudar, J.)

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